

REMARKS

The Examiner is thanked for his courtesy in indicating the receipt of the papers filed under Section 119.

In paragraph 2 of the Office Action, Applicant has noted that claims 3-8 were objected to under 37 CFR 1.75(c) as being in improper form because a multiple dependent claim should refer to other claims in alternative only, and/or cannot depend from any other multiple dependent claim. The newly presented claims are not in multiple dependent form and avoid this ground of objection

In paragraph 4 of the Office Action, claims 1 and 2 were rejected under 35 U.S.C. §102(b) as anticipated by Seban.

In paragraph 5 of the Office Action, claim 1 was rejected under 35 U.S.C. §102(b) as anticipated by Sharkan.

In paragraph 6 of the Office Action, claim 1 was rejected under 35 U.S.C. §102(b) as anticipated by Friedman.

In paragraph 8 of the Office Action, claim 2 was rejected under 35 U.S.C. §103(a) as being unpatentable over Sharkan et al.

In response to the rejections for anticipation, claims 1-8 have been canceled and new claims 9-12 have been presented.

New claim 9 combines the essential subject matter of canceled claims 1-4. Claim 9 points out that the cover comprises a coupling lug with a weakened line for pivotally coupling the cover to the holding body, the cover further includes a cover gripping tongue, and that the outer mantle has a top edge which

includes a cut-out for facilitating an access to the cover gripping tongue.

Thus, while new claim 9 combines the substance of canceled claims 1 to 4. It has been noted that because of the informality of the multiple dependent claims, claims 3 and 4 have not been examined. However, the features of claims 3 and 4, have been described in the specification, and, accordingly these features, as added to new claim 9, do not represent new matter. Claim 3 recited the feature of the jar where a lug was provided with a weakened line for pivotably coupling the cover to the holding body. In claim 4, the presence of the cut out for facilitating access to the cover opening tongue was recited.

None of the cited prior art patents disclose or suggest these features.

Accordingly, it is respectfully submitted that new claim 9 is patentable over the cited prior art patents.

New claim 10, which corresponds substantially to canceled claim 5, recites the further feature, that the jar further comprises an washer element located under the cover of the jar. This washer element is operatively coupled to the cover for tightly closing the mouth of the inner vessel, as the closure is swingably closed on the mouth thereby providing an improved seal.

None of the prior art patents teach or address such a feature. Accordingly, it is respectfully submitted that new claim 10 is patentable over the prior art of record.

New claim 11, which corresponds substantially to canceled claim 6, recites the feature that in the jar, the undercover washer element comprises a convex central portion ending in a perimetrical lip operating

as a gasket and housed in an undercut step formed at a top portion of the mouth of the inner vessel.

None of the prior art patents teaches or suggests such a feature and it is respectfully submitted that new claim 11 be favorably considered.

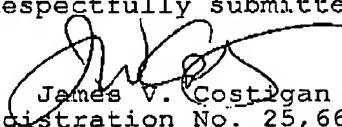
Finally, new claim 12, which corresponds substantially to canceled claim 7, recites the further feature of Applicant's jar that the undercover washer element comprises a throughgoing hole engaging with an enlarged head of a peg integral with the cover.

None of the prior art patents cited by the Examiner teach or suggest such a feature and, accordingly, it is respectfully requested that new claim 12 be favorably considered.

In view of the foregoing discussion, it is requested that the newly presented claims be favorably considered.

An early and favorable action is earnestly solicited.

Respectfully submitted



James V. Costigan
Registration No. 25,669

Hedman & Costigan, P.C.
1185 Avenue of the Americas
New York, NY 10036
(212) 302-8989